

9 10

) ORDER
) GRANTING
) WAIVER OF
) HEARING AND
) APPROVAL OF
) TRANSFER

Heater's Application was filed pursuant to 26 S.C. Regs. 103-704 (1976). In addition, Heater requests that the Commission waive the requirement of a hearing.

assets entered into on July 2, 1993, between Mrs. Moore and

1. See Order Nos. 92-607 (July 24, 1992) and 92-634 (August 5, 1992), Docket No. 92-290-W.

Heater, Mrs. Moore and Heater are fully released from all obligations under the original contract to transfer the water system from Mrs. Moore to Heater.

By letter of the Executive Director, Heater was instructed to publish a prepared Notice of Filing in areas affected by its Application. The Notice of Filing indicated the nature of Heater's Application and instructed interested parties of the procedure to intervene in the proceeding. Heater submitted an affidavit indicating it complied with the instructions of the Executive Director. The Commission received no Petitions to Intervene.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

After thorough review of the Application and applicable law, the Commission finds and concludes that the transfer of the water system servicing Saluda Shores in Saluda County from Heater back to Mrs. Moore should be approved. It is apparent from the Application that the transfer of the water system from Mrs. Moore to Heater was never completed and that Mrs. Moore has continued to operate the system. Further, in light of the fact that it has not received any intervention in this proceeding, the Commission finds that a hearing in this matter should be waived.

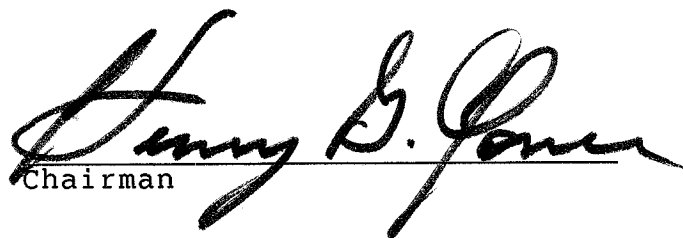
IT IS THEREFORE ORDERED:

1. The Application for the transfer of the Saluda Shores water system from Heater to Mrs. Moore is approved.

2. The Application is hereby approved without the formality of a hearing.

IT IS SO ORDERED.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)